

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

CASE NO. MJ 16-049

V.

DETENTION ORDER

TODD PHELAN,

Defendant.

Offense charged: Distribution of Methamphetamine (2 counts); Possession of Methamphetamine with Intent to Distribute; Possession of Heroin with Intent to Distribute; Felon in Possession of Firearms

Date of Detention Hearing: February 9, 2016.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has a lengthy criminal history that includes failures to appear for court

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1 appearances and violation of the conditions of supervision. He was not interviewed by Pretrial
2 Services, so much of his background information is unknown or unverified.

3 2. Defendant does not oppose entry of an order of detention.

4 3. Defendant poses a risk of nonappearance due to unverified or unknown
5 background information, and a criminal history that includes failure to appear and to comply
6 with court orders. He poses a risk of danger due to criminal history.

7 4. There does not appear to be any condition or combination of conditions that will
8 reasonably assure the defendant's appearance at future Court hearings while addressing the
9 danger to other persons or the community.

10 It is therefore ORDERED:

- 11 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
12 General for confinement in a correction facility separate, to the extent practicable, from
13 persons awaiting or serving sentences or being held in custody pending appeal;
- 14 2. Defendant shall be afforded reasonable opportunity for private consultation with counsel;
- 15 3. On order of the United States or on request of an attorney for the Government, the person
16 in charge of the corrections facility in which defendant is confined shall deliver the
17 defendant to a United States Marshal for the purpose of an appearance in connection with
18 a court proceeding; and

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4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United State Pretrial Services Officer.

DATED this 9th day of February, 2016.

Mary Alice Theiler
Mary Alice Theiler
United States Magistrate Judge